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Attorneys for Defendant  
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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

CHARLES BAIRD, *et al.*,

Plaintiffs,

vs.

BLACKROCK INSTITUTIONAL TRUST  
COMPANY, N.A., *et al.*,

Defendants.

Case No. 4:17-cv-01892-HSG

**DECLARATION OF MATTHEW A.  
RUSSELL IN SUPPORT OF  
DEFENDANT MERCER  
INVESTMENT CONSULTING'S  
OPPOSITION TO PLAINTIFFS'  
MOTION FOR CERTIFICATION OF  
THE CTI CLASS AND BLACKROCK  
PLAN CLASS**

1 I, Matthew A. Russell, declare and state as follows:

2 1. I am an attorney at the law firm of Morgan, Lewis & Bockius LLP, counsel for  
3 Defendant Mercer Investment Consulting (“Mercer”) in the above-referenced matter. I submit  
4 this declaration in support of the concurrently filed Defendant Mercer Investment Consulting’s  
5 Opposition to Plaintiffs’ Motion for Certification of the CTI Class and BlackRock Plan Class  
6 (ECF No. 291-4).

7 2. I have personal knowledge of the following facts and, if called to testify, I would  
8 testify competently thereto.

9 3. Attached hereto as Exhibit A is a true and correct copy of BlackRock Retirement  
10 Savings Plan (“Plan”) Account Statements for Plaintiff Baird. It is my understanding that these  
11 documents were produced by the BlackRock Defendants in this case, labeled BAIRD\_0000444-  
12 651, and designated by the BlackRock Defendants as Confidential, and thus filed under seal.

13 4. Attached hereto as Exhibit B is a true and correct copy of relevant excerpts of the  
14 transcript of the November 7, 2018 deposition of Plaintiff Charles Baird in this case.

15 5. Attached hereto as Exhibit C is a true and correct copy of BlackRock Plan  
16 Account Statements for Plaintiff Lauren Slayton. It is my understanding that these documents  
17 were produced by the BlackRock Defendants in this case, labeled BAIRD\_0045504-729, and  
18 designated by the BlackRock Defendants as Confidential, and thus filed under seal.

19 6. Attached hereto as Exhibit D is a true and correct copy of relevant excerpts of the  
20 transcript of the November 6, 2018 deposition of Plaintiff Lauren Slayton in this case.

21 7. Attached hereto as Exhibit E is a true and correct copy of a document produced by  
22 the Plaintiffs in this case, labeled BRPL\_000311-14. It is also my understanding that for the  
23 purposes of this filing, Plaintiffs have redacted identifying information of non-parties.

24 8. Attached hereto as Exhibit F is a true and correct copy of a May 2017 email  
25 exchange from Plaintiff Lauren Slayton. It understand that this document was produced by the  
26 Plaintiffs in this case, labeled as BRPL\_000308-09. It is also my understanding that for the  
27 purposes of this filing, Plaintiffs have redacted identifying information of non-parties.

28  
M. RUSSELL DECL. IN SUPPORT OF  
MERCER’S OPPOSITION TO PLAINTIFFS’  
MOTION FOR CLASS CERTIFICATION.  
4:17-CV-01892-HSG

